IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

WRIT PETITION LD.NO.3292 OF 2004

Kanaiyalal D. Darjee. ...Petitioner.
Vs.
LIC of India & Ors. ...Respondents.

....

Mr. Kamal Katha i/b. Mr. Y.N. Adhia for the Petitioners.
Mr. V. Y. Sanglikar for Respondent No.1.
Mr. R. Chavan with Mr.Kiran Kandpile for Respondent No.4.

.....

CORAM : DALVEER BHANDARI, C.J. &
DR.D.Y.CHANDRACHUD, J.

December 20, 2004.

P.C.:

We have heard the learned counsel appearing for the parties. Affidavit in reply has been filed on behalf of L. I. C. of India, Respondent No.1, to which the order passed by the Principal Judge, City Civil Court, Mumbai, dated 8th December 2004 has been annexed. In this order, it is mentioned that the purported apprehension of the appellant (Kanaiyalal D. Darjee of Mumbai) is misconceived since the Estate Officer, respondent No.2, is retiring next year and secondly respondent No.1 will not insist on respondent No.2 passing any final order.

It is not disputed that respondent No.2 is retiring in May 2005. We direct the parties to complete the pleadings and other formalities in this case. However, respondent No.2 is restrained

from passing any final order till 31st May 2005. No further directions are necessary. This petition is accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.